IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 9TH JULY 2007 / 18TH ASHADHA 1929

WP(C).No. 20295 of 2007(N)

PETITIONER:

K.RAZIYABI, W/O. MOIDEEN KOYA,
RESIDING AT 19/640 NAIBERS, MANAMKULAMPARAMBA,
CHALAPPURAM, KOZHIKODE.

BY ADV. SRI.V.V.SURENDRAN
SRI.P.A.HARISH

RESPONDENTS:

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1. THE EXECUTIVE ENGINEER,
KERALA STATE ELECTRICITY BOARD,
KALLAI ELECTRICAL SECTION, KALLAI, KOZHIKODE.

2. THE ASSISTANT EXECUTIVE ENGINEER,
KERALA STATE ELECTRICITY BOARD,
KALLAI ELECTRICAL SECTION, KALLAI, KOZHIKODE.

3. THE ASSISTANT ENGINEER,
KERALA STATE ELECTRICITY BOARD,
KALLAI ELECTRICAL SECTION, KALLAI, KOZHIKODE.

4. KOZHIKODE TALUK CHETHU THOZHILALI UNION,
REPRESENTED BY ITS SECRETARY, P.AYYAPPAN SMARAKA
MANDIRAM, NEAR SANGAM THEATRE, ANNIE HALL ROAD,
CALICUT.

R1 TO R3 BY SC SRI. P.P. THAJUDEEN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 09/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO.20295 OF 2007

Dated this the 9th day of July, 2007

JUDGMENT

This Writ Petition is for direction to respondents 1 to 3 to give electric connection to the petitioner's commercial building. Standing counsel for KSEB on instructions submitted that fourth respondent has raised some objections. It is not known on what basis fourth respondent has raised objections against giving electric connection to the petitioner. Petitioner is entitled to electric connection even if line has to pass through the private property because District Magistrate is authorised to approve drawal of electric line over private properties. From the photograph produced by the petitioner, it is seen that connection can be given from an electric post standing very close to petitioner's shop rooms. I do not think anybody can raise objection against giving electric connection to the petitioner from this post. If crossing of private property is involved, KSEB has to refer the matter to the District Collector for approval. If no private property crossing is involved, connection will be given without any delay on petitioner

complying with all formalities. W.P. is accordingly disposed of directing respondents 1 to 3, whoever is in charge of the matter, to give electric connection to the petitioner at the earliest and in any case within a period of three weeks from the date of production of a copy of this judgment, if no reference is required to District Magistrate. Petitioner will produce a copy of this judgment and comply with all formalities including balance payments, if any, due.

(C.N.RAMACHANDRAN NAIR)
Judge